

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

RICHARD J. GRIEGO,

Plaintiff,

v.

No. CV 12-0528 JB/LAM

GREGG MARCANTEL,

Defendant.

ORDER TO SHOW CAUSE

THIS MATTER is before the Court *sua sponte* to consider Plaintiff's failure to respond to the Court's order entered on June 14, 2012, which required Plaintiff to submit an initial partial payment of \$6.26 toward the filing fee. [Doc. 10]. Failure to comply with the Court's order or statutory requirements, or to show cause for excusing the failure, constitutes grounds for dismissing a complaint. *See Baker v. Suthers*, No. 00-1332, 9 Fed. Appx. 947, 950, 2001 WL 617549 (10th Cir. 2001) (unpublished) ("[W]e cannot say the district court abused its discretion in dismissing [the inmate's] complaint without prejudice for failure to pay the initial partial filing fee or show a legitimate or acceptable cause for not paying."). Plaintiff will be required to show cause why this case should not be dismissed; failure to respond may result in dismissal of the complaint.

IT IS THEREFORE ORDERED that, **within fourteen (14) days from entry of this order**, Plaintiff make the \$6.26 payment or otherwise respond showing cause why payment should be excused or why the case should not be dismissed.

IT IS SO ORDERED.

Lourdes A. Martinez
LOURDES A. MARTINEZ
UNITED STATES MAGISTRATE JUDGE